

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH  
AT HYDERABAD**

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF JUNE  
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE S.ANANDA REDDY**

**WRIT PETITION NO : 13745 of 2005**

Between:

V.Vittal Reddy. S/o.V.Narsa Reddy,  
HMT Machenic Tools Division,

T.No.3545, R/o.Flat No.7, 7-1-215/C/1/D, Sahana Appts,

Balkumpet, Hyderabad-38.

**..... PETITIONER**

AND

1 Hindustan Mechanic tools Ltd, Rep by its Group General Manager,  
Balanagar, Narsapur Road -Hyderabad-54.

2 The Dy.General Manager (HRM),

Hinduastan Macchines Tools Ltd,  
Machine Tools Division, Balnagar,

Narsapur Road, Hyderabad-54.

3 The Dy.Labour Commissioner(Central), &

Appellate Authority under the Industrial

Employment (Standing Orders) 1946,  
Bangalore.

4 The Director (MGT), Department of Public Enterprises,  
Ministry of Industry, Govt of India,

Public Enterprises Bhavan, Block 14, CGO Complex,  
Ladhi Road, New Delhi.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to call for the records from the 2nd respondent and issue an appropriate writ, order or direction, particularly one in the nature of Writ of Mandamus declaring that the proceedings Ref.No.Pers/MTH/S.1/2005, dt.14-5-2005 issued by the 2nd respondent, basing on the orders passed by the 3rd respondent, in reducing the age of retirement on superannuation from 60 years to 58years amending the Standing Orders Clause 26 and asking the petitioner to retire from service on 30-6-2005 as illegal, unjust, contrary to law, arbitrary, discriminatory, in Violation of Principles of Natural Justice and also in Violation of Articles 14, 16 and 21 of the Constitution of India; and grant all consequential benefits and pass such other order or orders.

**Counsel for the Petitioner:MR.A.K.JAYAPRAKASH RAO**

**Counsel for the Respondents No.1 to 3: Mr.P.B. VIJAYA KUMAR**

**Counsel for the Respondent No.4 : MR.A.RAJASHEKAR REDDY (ASST SOLICITOR GEN)**

**The Court at the stage of admission made the following :**

**ORDER:**

This writ petition is filed by one of the employees of the first respondent company, viz., Hindustan Machine Tools Limited, aggrieved by the order passed by the 1<sup>st</sup> respondent ordering retirement on attaining the age of superannuation at 58 years.

The grievance of the petitioner is that his age of superannuation is 60 years and the same cannot be reduced to 58 years. But it is stated by the learned counsel appearing for the 1<sup>st</sup> respondent that the certified standing orders have been amended by the competent authorities reducing the age of superannuation of all the workmen from 60 to 58 years which was also the subject matter of the appeal filed by various unions including the union to which the petitioner is a member, and the appeal filed by various unions was also dismissed confirming the order of the competent authority as to the reduction of the age of superannuation. In that view of the matter, the petitioner is not entitled to any relief.

In fact, at the time of hearing, it is stated that another writ petition No. 24708/2003 was dismissed on 29-12-2004 by this Court giving liberty to the workmen to assail the orders of the Appellate Authority if at all, if so advised.

Accordingly, the writ petition is dismissed. No order as to costs.

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S. ANANDA REDDY, J.

Dated: 29..06..2005.

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To

- 1 The Group General Manager,  
Hindustan Mechanic tools Ltd,  
Balanagar, Narsapur Road -Hyderabad-54.
- 2 The Dy.General Manager (HRM),  
Hinduastan Macchines Tools Ltd,  
Machine Tools Division, Balnagar,  
Narsapur Road, Hyderabad-54.
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- 5 Two CD copies.